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January 13, 2023

VIA ECF

The Honorable Lorna G. Schofield
U.S. District Court for the Southern District of New York
40 Foley Square
New York, NY 10007

Re: ***Harrington Global Opportunity Fund, Limited v. CIBC World Markets Corp., et al.,***
No. 1:21-cv-00761 (LGS) (S.D.N.Y.)

Dear Judge Schofield:

We write on behalf of all parties in the above-referenced action and in relation to the August 15, 2022 Amended Civil Case Management Plan and Scheduling Order (Dkt. 119) (“Scheduling Order”). As the Court is aware, Paragraphs 13(a) and (b) of the Scheduling Order direct the parties to submit joint status letters concerning the procedural posture of the case, the status of discovery, and whether the parties request referral for mediation. The Court has stayed discovery (Dkt. 132) and the parties do not request referral for mediation.

The parties’ understanding is that the requirements of Paragraphs 13(a) and (b) are inoperative while discovery is stayed, and as such the parties do not intend to make further periodic joint submissions while the stay remains in effect. If that understanding is in error, the parties will of course proceed as the Court directs.

We thank the Court for its consideration.

Sincerely,

/s/ Jamie S. Dycus

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